An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

Dun Laoghaire-Rathdown County

Planning Authority Reference Number: 3915

An Bord Pleanála Reference Number: 06D.RL.3363

WHEREAS a question has arisen as to whether the the erection of an unroofed fenced area for the exercising or training of horses or ponies together with a drainage bed or soft surface material to provide an all-weather surface at the former Kilternan Golf and Country Club, Enniskerry Road, Kilternan, County Dublin is or is not development or is or is not exempted development:

AND WHEREAS Luke Comer care of Plus Architecture Limited of Exchequer Chambers, Exchequer Street, Dublin requested a declaration on the said question from Dun Laoghaire-Rathdown County Council and the said Council issued a declaration on the 28th day of May, 2015 stating that the said matter does not constitute exempted development:

AND WHEREAS the said Luke Comer referred the declaration for review to An Bord Pleanála on the 23rd day of June, 2015:

AND WHEREAS An Bord Pleanála, in considering this referral, had regard particularly to –

- (a) sections 2, 3 and 4 of the Planning and Development Act, 2000, as amended,
- (b) Articles 6 and 9 of the Planning and Development Regulations 2001, as amended,

06D.RL.3363 An Bord Pleanála Page 1 of 2

- (c) Class 10 of Part 3 of Schedule 2 to the said Regulations, and
- (d) the information submitted with the referral in relation to the scale, nature and layout of the exercise/training area:

AND WHEREAS An Bord Pleanála has concluded that -

- (a) construction of an unroofed fenced area constitutes works,
- (b) the works constitute development pursuant to section 3 of the Planning and Development Act, 2000, and
- (c) the development comes within the scope of Class 10 of Part 3 of Schedule 2 to the Planning and Development Regulations, 2001:

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 5 (3) (a) of the 2000 Act, hereby decides that the the erection of an unroofed fenced area for the exercising or training of horses or ponies together with a drainage bed or soft surface material to provide an all-weather surface at the former Kilternan Golf and Country Club, Enniskerry Road, Kilternan, County Dublin is development and is exempted development.

MATTERS CONSIDERED

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

Member of An Bord Pleanála duly authorised to authenticate the seal of the Board.

Dated this day of 2016.

06D.RL.3363 An Bord Pleanála Page 2 of 2